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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of

SUN et al. : Group Art Unit: 2161

Appln. No.: 09/814,143 : Examiner: Unknown

Filed: March 21, 2001 : Conf. No.: 2483

For: MEDICAL INFORMATION MANAGEMENT
SYSTEM AND PATEINT INTERFACE APPLIANCE

* * * * *

September 21, 2001

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION
(Filing Date Granted)**Hon. Commissioner of Patents
and Trademarks
Washington, D.C. 20231

Sir:

In response to the Notice to File Missing Parts of Application, filing date granted,
dated April 30, 2001, applicant hereby submits the following:

1. An original Combined Declaration and Power of Attorney for Patent Application form signed by inventors Jianguo SUN, Robert CROUCH, Eugene N. SCARBERRY, William N. KAIGLER, Julia TUARSKAYA, Kenny Chitia HUANG, and Andrew KWOK;
2. A copy of the Notice to File Missing Parts, filing date granted, dated April 20, 2001 (Form PTO-1533);
3. Petition for Extension of time - three months;
4. A Fee Transmittal Form, submitted in duplicate; and

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on September 21, 2001 with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Box Missing Parts, Washington, DC 20231.

Michael W. Haas, Reg. No. 35,174

SUN et al. -- Appln. No.: 09/814,143

5. Check in the amount of \$1,020.00 (check no. 1019).

The Commissioner is hereby authorized to charge any deficiency in the indicated fees or charge any overpayment to deposit account no. 50-0558 under order no. 00-02.

Respectfully submitted,

By Michael W. Haas

Michael W. Haas

Reg. No.: 35,174

Tel. No.: (412) 473-5026

Fax No.: (412) 473-5021

RESPIRONICS INC.
1501 Ardmore Boulevard
Pittsburgh, PA 15221-4401
1-800-638-8208

Box Missing Parts**TRANSMITTAL
FORM***To be used for all correspondence after initial filing*

Total Number of Pages in This Submission: 19

Application Number 09/814,143

Filing Date March 21, 2001

Confirmation Number 2483

Inventor(s) SUN et al.

Group Art Unit 2161

Examiner Unknown

Attorney Docket No. 00-02

ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form (submit in duplicate)	<input type="checkbox"/> Assignment Papers	<input type="checkbox"/> Issue fee Transmittal Form PTOL-85(b) + (c) and cover sheet
<input checked="" type="checkbox"/> Fee Attached \$ 1,020.00	<input type="checkbox"/> Cover Sheet	<input type="checkbox"/> After Allowance Communication to Group
Check No.: 1019	<input type="checkbox"/> Drawing Change Authorization Request and Amended Figure(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Response	<input type="checkbox"/> Licensing - related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to the Commissioner	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits / Declaration(s)	<input type="checkbox"/> To Convert a Provisional Application	<input type="checkbox"/> Status Letter
<input checked="" type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Address	<input type="checkbox"/> Small Entity Statement
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Terminal Disclaimer(s)	<input type="checkbox"/> Request for Refund
<input type="checkbox"/> Form PTO-1449	<input type="checkbox"/> Certified Copy of Priority Document(s)	<input checked="" type="checkbox"/> Response to Missing Parts / Incomplete Application
<input type="checkbox"/> Cited References	<input type="checkbox"/> Request for Corrected Filing Receipt	<input type="checkbox"/> Response to File Corrected Application Papers
<input type="checkbox"/> Search report		
<input type="checkbox"/> Drawing(s): Number of Pages _____	<input type="checkbox"/> Other Enclosure(s): _____	
Number of Figs. _____ and cover sheet		
<input type="checkbox"/> Formal		
<input type="checkbox"/> Informal		

Current Due Date: September 30, 2001 (three months extended)**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Individual and Company	Michael W. Haas, Reg. No. 35,174 RESPIRONICS, Inc., 1501 Ardmore Boulevard, Pittsburgh PA, 15221
Signature	<i>Michael W. Haas</i>
Date	September 21, 2001

CERTIFICATE OF MAILING

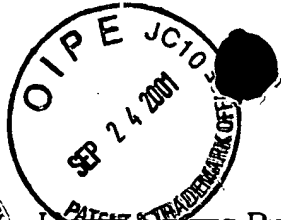
I hereby certify that this correspondence and all enclosures are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Box Missing Parts, Washington, D.C. 20231 on this date: <u>September 21, 2001</u> .			
Typed Name	Michael W. Haas, Reg. No. 35,174		
Signature	<i>Michael W. Haas</i>	Date	September 21, 2001

	Application Number	09/814,143	
	Filing Date	March 21, 2001	
	First Named Inventor	SUN et al.	
	Confirmation Number	2483	
	Group Art Unit	2161	
	Examiner's Name	Unknown	
"Express Mail" Label No.		Attorney Docket No.	00-02
TOTAL AMOUNT OF PAYMENT		\$ 1,020.00	

METHOD OF PAYMENT	FEE CALCULATION (continued)																																																																																																																																																																																																																																																																													
<p>1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:</p> <p>Deposit Account Number: <u>50-0558</u></p> <p>Deposit Account Name: <u>Respironics, Inc.</u></p> <p><input checked="" type="checkbox"/> Charge any additional fee required under 37 C.F.R. §§ 1.16, 1.17 and 1.20 <input checked="" type="checkbox"/> Charge the Issue Fee set forth in 37 C.F.R. § 1.18</p> <p>2. <input checked="" type="checkbox"/> Payment Enclosed: Check (Check No. <u>1019</u>)</p>	<p>3. ADDITIONAL FEES</p> <table style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Large Fee Code</th> <th>Entity Fee (\$)</th> <th>Small Fee Code</th> <th>Entity Fee (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>105</td><td>130</td><td>205</td><td>65</td><td>Surcharge - late filing fee or declaration</td><td>130.00</td></tr> <tr><td>127</td><td>50</td><td>227</td><td>25</td><td>Surcharge - late provisional filing fee or or cover sheet</td><td></td></tr> <tr><td>145</td><td>100</td><td>145</td><td>100</td><td>Certificate of Correction</td><td></td></tr> <tr><td>147</td><td>2,520</td><td>147</td><td>2,520</td><td>For filing a request for reexamination</td><td></td></tr> <tr><td>576</td><td>25</td><td>576</td><td>25</td><td>Additional filing receipt, duplicate or corrected due to applicant error</td><td></td></tr> <tr><td>113</td><td>1,840*</td><td>113</td><td>1,840*</td><td>Requesting publication of SIR after Examiner action</td><td></td></tr> <tr><td>115</td><td>110</td><td>215</td><td>55</td><td>Extension for response within first month</td><td></td></tr> <tr><td>116</td><td>390</td><td>216</td><td>195</td><td>Extension for response within second month</td><td></td></tr> <tr><td>117</td><td>890</td><td>217</td><td>445</td><td>Extension for response within third month</td><td>890.00</td></tr> <tr><td>118</td><td>1,390</td><td>218</td><td>695</td><td>Extension for response within fourth month</td><td></td></tr> <tr><td>128</td><td>1,890</td><td>228</td><td>945</td><td>Extension for response within fifth month</td><td></td></tr> <tr><td>119</td><td>310</td><td>219</td><td>155</td><td>Notice of Appeal</td><td></td></tr> <tr><td>120</td><td>310</td><td>220</td><td>155</td><td>Filing a brief in support of an appeal</td><td></td></tr> <tr><td>121</td><td>270</td><td>221</td><td>135</td><td>Request for oral hearing</td><td></td></tr> <tr><td>138</td><td>1,510</td><td>138</td><td>1,510</td><td>Petition to institute a public use proceeding</td><td></td></tr> <tr><td>140</td><td>110</td><td>240</td><td>55</td><td>Petition to revive unavoidably abandoned application</td><td></td></tr> <tr><td>141</td><td>1,240</td><td>241</td><td>620</td><td>Petition to revive unintentionally abandoned application</td><td></td></tr> <tr><td>142</td><td>1,240</td><td>242</td><td>620</td><td>Utility issue fee (or reissue)</td><td></td></tr> <tr><td>143</td><td>440</td><td>243</td><td>220</td><td>Design issue fee</td><td></td></tr> <tr><td>148</td><td>110</td><td>248</td><td>55</td><td>Statutory Disclaimer</td><td></td></tr> <tr><td>122</td><td>130</td><td>122</td><td>130</td><td>Petitions to the Commissioner</td><td></td></tr> <tr><td>123</td><td>50</td><td>123</td><td>50</td><td>Petitions related to provisional applications</td><td></td></tr> <tr><td>126</td><td>180</td><td>126</td><td>180</td><td>Submission of Information Disclosure Stmt</td><td></td></tr> <tr><td>581</td><td>40</td><td>581</td><td>40</td><td>Recording each patent assignment per property (times number of property)</td><td></td></tr> <tr><td>146</td><td>710</td><td>246</td><td>355</td><td>Filing a submission after final rejection (37 C.F.R. § 1.129(a))</td><td></td></tr> <tr><td>179</td><td>710</td><td>279</td><td>355</td><td>Request for Continued Examination</td><td></td></tr> <tr><td colspan="5">Other Fee (specify) _____</td><td></td></tr> <tr> <td colspan="2" style="text-align: right;">SUBTOTAL (1) \$</td> <td colspan="3" style="text-align: right;">SUBTOTAL (3) \$ 1,020.00</td> </tr> </tbody> </table>	Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid	105	130	205	65	Surcharge - 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Claims</td> <td>___ * ___ x</td> <td>80 =</td> <td></td> </tr> <tr> <td>Multiple Dependent Claims add</td> <td></td> <td>270 =</td> <td></td> </tr> </tbody> </table> <p>* Enter Highest Number Previous Paid For</p> <table style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Large Fee (\$)</th> <th>Entity Fee (\$)</th> <th>Small Fee (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>103</td><td>18</td><td>203</td><td>9</td><td>Claims in excess of 20</td><td></td></tr> <tr><td>102</td><td>80</td><td>202</td><td>40</td><td>Independent claims in excess of 3</td><td></td></tr> <tr><td>104</td><td>270</td><td>204</td><td>130</td><td>Multiple dependent claim</td><td></td></tr> <tr><td>109</td><td>80</td><td>209</td><td>40</td><td>Reissue independent claims over original patent</td><td></td></tr> <tr><td>110</td><td>18</td><td>210</td><td>9</td><td>Reissue claims in excess of 20 and over original patent</td><td></td></tr> <tr><td colspan="5" style="text-align: right;">SUBTOTAL (2) \$</td></tr> </tbody> </table>	Large Fee (\$)	Entity Fee (\$)	Small Fee (\$)	Fee Description	Fee Paid	101	710	201	355	Utility filing fee		106	320	206	160	Design filing fee		107	490	207	245	Plant filing fee		108	710	208	355	Reissue filing fee		114	150	214	75	Provisional filing fee		SUBTOTAL (1) \$						Extra Claims	Fee from Below	Fee Paid	Total Claims	___ * ___ x	18 =		Ind. Claims	___ * ___ x	80 =		Multiple Dependent Claims add		270 =		Large Fee (\$)	Entity Fee (\$)	Small Fee (\$)	Fee Description	Fee Paid	103	18	203	9	Claims in excess of 20		102	80	202	40	Independent claims in excess of 3		104	270	204	130	Multiple dependent claim		109	80	209	40	Reissue independent claims over original patent		110	18	210	9	Reissue claims in excess of 20 and over original patent		SUBTOTAL (2) \$					<p>3. 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late filing fee or declaration	130.00	127	50	227	25	Surcharge - late provisional filing fee or or cover sheet		145	100	145	100	Certificate of Correction		147	2,520	147	2,520	For filing a request for reexamination		576	25	576	25	Additional filing receipt, duplicate or corrected due to applicant error		113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action		115	110	215	55	Extension for response within first month		116	390	216	195	Extension for response within second month		117	890	217	445	Extension for response within third month	890.00	118	1,390	218	695	Extension for response within fourth month		128	1,890	228	945	Extension for response within fifth month		119	310	219	155	Notice of Appeal		120	310	220	155	Filing a brief in support of an appeal		121	270	221	135	Request for oral hearing		138	1,510	138	1,510	Petition to institute a public use proceeding		140	110	240	55	Petition to revive unavoidably abandoned application		141	1,240	241	620	Petition to revive unintentionally abandoned application		142	1,240	242	620	Utility issue fee (or reissue)		143	440	243	220	Design issue fee		148	110	248	55	Statutory Disclaimer		122	130	122	130	Petitions to the Commissioner		123	50	123	50	Petitions related to provisional applications		126	180	126	180	Submission of Information Disclosure Stmt		581	40	581	40	Recording each patent assignment per property (times number of property)		146	710	246	355	Filing a submission after final rejection (37 C.F.R. § 1.129(a))		179	710	279	355	Request for Continued Examination		Other Fee (specify) _____						SUBTOTAL (3)				\$ 1,020.00
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SUBMITTED BY					
Typed or Printed Name	Michael W. Haas			Reg. Number	35,174
Signature		Date	September 21, 2001	Deposit Account Number	50-0558

#3



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/814,143	03/21/2001	Jianguo Sun	00-02

CONFIRMATION NO. 2483

FORMALITIES LETTER



OC000000006020331

Michael W. Haas
Respironics, Inc.
1501 Ardmore Boulevard
Pittsburgh, PA 15221-4401

Date Mailed: 04/30/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

*A copy of this notice **MUST** be returned with the reply.*

Zerebich MS

09/26/2001 MBERHE 00000021 09814143
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130.00 DP

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE